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7 Attorneys for Defendants
 BROMLEY TEA COMPANY, EASTERN TEA CORP. D/B/A
 8 BROMLEY TEA COMPANY, LONDON HOLDING
 COMPANY, INC., BROMLEY PRODUCTS CORP., IRA
 9 BARBAKOFF, PAUL BARBAKOFF AND GLENN
 BARBAKOFF

11
 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN FRANCISCO DIVISION

16 TONY CLANCY, on behalf of himself and all
 others similarly situated,

17 Plaintiff,

18 v.

19 BROMLEY TEA COMPANY, EASTERN TEA
 20 CORP. D/B/A BROMLEY TEA COMPANY,
 LONDON HOLDING COMPANY, INC.,
 21 BROMLEY PRODUCTS CORP., IRA
 BARBAKOFF, PAUL BARBAKOFF AND
 22 GLENN BARBAKOFF

23 Defendants.

Case No. CV12-03003-EMC

**STIPULATION AND
 [PROPOSED] ORDER
 CONTINUING THE CASE
 MANAGEMENT CONFERENCE**

1 Plaintiff Tony Clancy (“Plaintiff”), on behalf of himself and all others similarly situated,
2 and Defendants BROMLEY TEA COMPANY, EASTERN TEA CORP. D/B/A BROMLEY
3 TEA COMPANY, LONDON HOLDING COMPANY, INC., BROMLEY PRODUCTS CORP.,
4 IRA BARBAKOFF, PAUL BARBAKOFF AND GLENN BARBAKOFF (“Defendants”),
5 through their undersigned counsel, hereby stipulate as follows:

6 WHEREAS on October 9, 2012, Plaintiff filed an Amended Complaint;

7 WHEREAS on January 23, 2013, Defendants filed an Answer to the Amended Complaint;

8 WHEREAS the case management conference is currently scheduled for February 7, 2013
9 at 9:00 a.m.

10 WHEREAS the parties have recently started settlement discussion and believe a case
11 management conference would be premature at this time, as it would be inefficient for a litigation
12 schedule to proceed while the parties attempt to resolve the matter;

13 THE PARTIES HEREBY STIPULATE, subject to the approval of the Court, that the
14 Case Management Conference shall be continued until March 21, 2013 at 9:00 a.m.

15
16 Dated: January 28, 2013

17 WILLIAM L. STERN
18 CLAUDIA M. VETESI
19 LISA A. WONGCHENKO
20 MORRISON & FOERSTER LLP

21 By: /s/ William L. Stern

22 WILLIAM L. STERN

23 Attorneys for Defendants BROMLEY
24 TEA COMPANY, EASTERN TEA
25 CORP. D/B/A BROMLEY TEA
26 COMPANY, LONDON HOLDING
27 COMPANY, INC., BROMLEY
28 PRODUCTS CORP., IRA
BARBAKOFF, PAUL BARBAKOFF
AND GLENN BARBAKOFF

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Dated: January 28, 2013

Ben F. Pierce Gore (SBN 128515)
PRATT & ASSOCIATES
1901 S. Bascom Avenue, Suite 350
Campbell, California 95008

By: /s/ Ben F. Pierce Gore
BEN F. PIERCE GORE

Attorneys for Plaintiff

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ECF ATTESTATION

I, William L. Stern, am the ECF User whose ID and password are being used to file the following: **STIPULATION AND [PROPOSED] ORDER CONTINUING THE CASE MANAGEMENT CONFERENCE**. In compliance with General Order 45, X.B., I hereby attest that Ben F. Pierce Gore has concurred in this filing.

Dated: January 28, 2013

WILLIAM L. STERN
CLAUDIA M. VETESI
LISA A. WONGCHENKO
MORRISON & FOERSTER LLP

By: /s/ William L. Stern
WILLIAM L. STERN

~~**[PROPOSED]**~~ **ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: 1/30/13

DISTRICT JUDGE EDWARD M. CHEN

